

QUINN EMANUEL URQUHART & SULLIVAN, LLP

Stephen A. Broome (CA Bar No. 314605)
stephenbroome@quinnemanuel.com
Viola Trebicka (CA Bar No. 269526)
violatrebicka@quinnemanuel.com
Crystal Nix-Hines (Bar No. 326971)
crystalnixhines@quinnemanuel.com
Rachael L. McCracken (Bar No. 252660)
rachaelmccracken@quinnemanuel.com
Alyssa G. Olson (CA Bar No. 305705)
alyolson@quinnemanuel.com
865 S. Figueroa Street, 10th Floor
Los Angeles, CA 90017
Telephone: (213) 443-3000
Facsimile: (213) 443-3100

Andrew H. Schapiro (admitted *pro hac vice*)
andrewschapiro@quinnemanuel.com
Teuta Fani (admitted *pro hac vice*)
teutafani@quinnemanuel.com
Joseph H. Margolies (admitted *pro hac vice*)
josephmargolies@quinnemanuel.com
191 N. Wacker Drive, Suite 2700
Chicago, IL 60606
Telephone: (312) 705-7400
Facsimile: (312) 705-7401

Jomaire Crawford (admitted *pro hac vice*)
jomairecrawford@quinnemanuel.com
D. Seth Fortenbery (admitted *pro hac vice*)
sethfortenbery@quinnemanuel.com
51 Madison Avenue, 22nd Floor
New York, NY 10010
Telephone: (212) 849-7000
Facsimile: (212) 849-7100

Xi ("Tracy") Gao (CA Bar No. 326266)
tracygao@quinnemanuel.com
Carl Spilly (admitted *pro hac vice*)
carlspilly@quinnemanuel.com
1300 I Street NW, Suite 900
Washington D.C., 20005
Telephone: (202) 538-8000
Facsimile: (202) 538-8100

Attorneys for Defendant Google LLC

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

CHASOM BROWN, *et al.*, individually and on
behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

GOOGLE LLC,

Defendant.

Case No. 4:20-cv-03664-YGR-SVK

**DECLARATION OF DONALD SETH
FORTENBERY IN SUPPORT OF
DEFENDANT GOOGLE LLC'S MOTION
IN LIMINE NO. 2 TO EXCLUDE
EVIDENCE AND ARGUMENT
REGARDING CLASS-WIDE DAMAGES
AND CERTAIN OTHER DAMAGES
EVIDENCE**

Judge: Hon. Yvonne Gonzalez Rogers

Trial Date: January 29, 2024

1 I, Donald Seth Fortenbery, declare as follows:

2 1. I am a member of the bar of the State of New York and an associate attorney for
3 Quinn Emanuel Urquhart & Sullivan, LLP. I make this declaration of my own personal, firsthand
4 knowledge, and if called and sworn as a witness, I could and would testify competently thereto.

5 2. I submit this declaration in support of Google's Motion *In Limine* No. 2 to Exclude
6 Evidence and Argument Regarding Class-Wide Damages and Certain Other Damages Evidence.

7 3. Attached hereto as Exhibit A is a list of Plaintiffs' proposed exhibits that Google
8 seeks to exclude for the reasons discussed in its motion.

9 4. Attached hereto as Exhibit B is a true and correct copy of Plaintiffs' responses
10 to Google's Interrogatory No. 3.

11
12 I declare under penalty of perjury of the laws of the United States that the foregoing is true
13 and correct.

14 Executed in Hoboken, New Jersey on October 17, 2022.

15 By /s/ Donald Seth Fortenbery
16 Donald Seth Fortenbery
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